

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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JAMES MACKAY and CELEBRITY	:	
FOODS, INC.,	:	
Plaintiffs,	:	
	:	
v.	:	CIVIL ACTION
	:	NO. 10-218
	:	
WILLIAM F. DONOVAN and SPINE	:	
PAIN MANAGEMENT, INC.	:	
Defendants.	:	
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ORDER

AND NOW, this 1st day of July, 2011, upon review of Counter Defendant's Motion for Judgment on the Pleadings [Doc. No. 34], Counter Plaintiff's response, and Counter Defendant's reply, and for the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that Defendant's Motion is **GRANTED**. Accordingly, the counterclaims are **DISMISSED** with prejudice.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.